

JUN 07 2005

SCHERING-PLOUGH CORPORATION
LAW DEPARTMENT
2000 GALLOPING HILL ROAD
K-6-1, MAIL STOP 1990
KENILWORTH, NEW JERSEY 07033
(908) 298-4000

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TO:	USPTO Attention: Examiner Neil S. Levy	FAX NUMBER:	(703) 872-9306
FROM:	William Lee	PHONE NUMBER:	(908) 298-2161
TOTAL NO. OF PAGES INCLUDING COVER	7	DATE	June 7, 2005

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NOTES/COMMENTS:

In re Application of: Chung Shih *et al.*
For Patent For: **IMPROVED GROWTH STIMULANT COMPOSITIONS**
Group Art Unit: 1616
Attorney Docket No.: AH0948Q; US Serial No.: 09/431,519
Filed: 11/01/1999

Dear Examiner Levy:

Transmitted here with are:

- Fax Cover Sheet - 1 Page
- Certificate of Transmission PTO/SB/97 - 1 Page
- Response Transmittal - 1 Page
- Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences PTO/SB/31 - 1 Page in duplicate
- Petition for Extension of time (3 Months) - 1 Page in duplicate



William Y. Lee
Registration No. 46,100

PHONE: (908) 298-2161

FAX: (908) 298-5388

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Attorney Docket No.: AH0948Q

Application No.: 09/431,519

Filing Date: 11/01/1999

First Named Inventor: Chung Shih et al.

PTO/SB/97 (08-03)

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/431,519	
	Filing Date	11/01/1999	
	First Named Inventor	Chung Shih et al.	
	Art Unit	1616	
	Examiner Name	Neil S. Levy	
Total Number of Pages in This Submission	7	Attorney Docket Number	AH0948Q

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm Name	SCHERING-PLOUGH CORPORATION
Signature	<i>William Y. Lee</i>
Printed name	WILLIAM Y. LEE
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Typed or printed name	WILLIAM Y. LEE
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PTO/SB/31 (04-05)

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>June 7, 2005</u>		In re Application of <u>Chung Shih et al.</u>	
Signature _____		Application Number Filed	
Typed or printed name <u>WILLIAM Y. LEE</u>		<u>09/431,519</u> <u>11/01/1999</u>	
		For <u>Improved Growth Stimulant Compositions</u>	
		Art Unit Examiner	
		<u>1616</u> <u>Neil S. Levy</u>	
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.			
The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))		\$ <u>500.00</u>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:		\$ _____	
<input type="checkbox"/> A check in the amount of the fee is enclosed.			
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.			
<input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.			
<input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>19-0365</u> . I have enclosed a duplicate copy of this sheet.			
<input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.			
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.			
I am the			
<input type="checkbox"/> applicant/inventor.		<u>William Y. Lee</u> Signature	
<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)		<u>William Y. Lee</u> Typed or printed name	
<input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>46,100</u>		<u>908-298-2161</u> Telephone number	
<input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. _____		<u>06/07/2005</u> Date	
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.			
<input type="checkbox"/> * Total of _____ forms are submitted.			

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